

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department –Departmental proceedings initiated against Sri Abdul Munaf, M.V.I. – Punishment imposed – O.A. filed – Hon'ble Tribunal set aside the orders – Punishment rescinded – Orders – Issued.

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TRANSPORT, ROADS AND BUILDINGS (VIG.III.2) DEPARTMENT

G.O.Rt.No. 24

Dated: 05-01-2011

READ – the following:

- 1) Proceedings of Transport Commissioner, Andhra Pradesh, Hyderabad R.No.1052-2/C4/2002, Dated 1.2.2003.
- 2) Charge Memo. No.1052/C4/2003, Dated 17.2.2003 of Transport Commissioner, Andhra Pradesh, Hyderabad.
- 3) Proceedings of Transport Commissioner, Andhra Pradesh, Hyderabad R.No.1052/C4/2003, Dated 29.4.2003.
- 4) Proceedings of Transport Commissioner, Andhra Pradesh, Hyderabad R.No.1052/C4/2003, Dated 6.4.2006.
- 5) Orders of Hon'ble Tribunal Dated 26.11.2009 in O.A. No.2734/2006 filed by Sri Abdul Munaf.
- 6) Judgement of Hon'ble High Court of Andhra Pradesh Dated 16.4.2010 in W.P.No.8372/2010 filed by Department.
- 7) From the Transport Commissioner, Andhra Pradesh, Hyderabad Letter No.1052/C4/V4/2003, Dated 19.8.2010 and 3.11.2010.

ORDER:

In the Proceedings 1st read above, orders have been issued placing Sri Abdul Munaf, MVI under suspension on the allegation of irregularities in registration of Goods vehicles with less GVW and non collection of entry tax causing loss of revenue to Government and he was reinstated into service vide Proceedings 3rd read above.

2. In the Charge Memo.2nd read above, the Transport Commissioner, Andhra Pradesh, Hyderabad has initiated departmental proceedings against him and the same were concluded with the punishment of stoppage of four increments with cumulative effect vide Proceedings 4th read above.

3. Against the said punishment, Sri Abdul Munaf filed O.A. No.2734/2006 and the Hon'ble Tribunal in its orders 5th read above while observing that the Charge Memo. 3rd read above is not in accordance with rules and there cannot be any punishment basing on the said Charge Memo and therefore set aside the punishment. The Tribunal has also held that this will not prevent the respondent to proceed in accordance with the rules if they so desire. Aggrieved by the said orders of Hon'ble Tribunal, the Department has filed W.P.No.8372/2010 and the Hon'ble High Court of A.P. in its orders 6th read above dismissed the W.P.

4. Government after careful examination of the matter have decided to rescind the proceedings 4th read above wherein the punishment was imposed and also to initiate disciplinary proceedings afresh against Sri Abdul Munaf, MVI (now retired).

5. Accordingly, Government hereby rescind the proceedings of Transport Commissioner, Andhra Pradesh, Hyderabad 4th read above so as to enable the Disciplinary Authority to initiate disciplinary proceedings afresh against Sri Abdul Munaf, M.V.I. (Retd.).

6. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT i/c

To
Sri Abdul Munaf, M.V.I. (Retd.) through Transport Commissioner, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Copy to:

The Accountant General, Andhra Pradesh, Hyderabad.

SF/SC

//FORWARDED:BY:ORDER//

SECTION OFFICER